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a California corporation, JIM R. SCIARRONI, Individually
and in his capacity as Trustee of JIM R. and ELAINE
SCIARRONI REVOCABLE LIVING TRUST dated
August 25, 1999, as amended, and ELAINE M. SCIARRONI,
Individually and in the capacity of Trustee of JIM R. & ELAINE
SCIARRONI REVOCABLE LIVING TRUST dated
August 25, 1999, as amended

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

AUTOMOTIVE INDUSTRIES PENSION
TRUST FUND, JAMES H. BENO, Trustee,
BILL BRUNELLI, Trustee, STEPHEN J.
MACK, Trustee, JOSE SANTANA, Trustee,
DON CROSATTO, Trustee, MARK
HOLLIBUSH, Trustee, DOUGLAS
CORNFORD, Trustee, JON ROSSELLE,
Trustee, and JAMES V. CANTERBURY,
Trustee,

Plaintiffs,

vs.

SCIARRONI AUTO BODY, INC., a
California corporation,

Defendant.

Case No. CV 13 5208 RS

ACTION FILED: November 8, 2013

**STIPULATION AND [PROPOSED]
ORDER FOR:**

- 1. EXTENSION OF TIME FOR
DEFENDANTS TO FILE
RESPONSIVE PLEADINGS TO
COMPLAINTS; AND**
- 2. TO PROCEED TO MEDIATION**

AUTOMOTIVE INDUSTRIES PENSION
TRUST FUND, JAMES H. BENO, Trustee,
BILL BRUNELLI, Trustee, STEPHEN J.
MACK, Trustee, JOSE SANTANA, Trustee,
DON CROSATTO, Trustee, MARK
HOLLIBUSH, Trustee, DOUGLAS

Case No.: CV 13 5210 RS

ACTION FILED: November 8, 2013

STIPULATION AND [PROPOSED] ORDER FOR:
EXTENSION OF TIME TO FILE RESPONSIVE PLEADINGS
AND TO PROCEED TO MEDIATION

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Case Nos. CV13-5208 RS, CIV13-5210 RS

CORNFORD, Trustee, JON ROSSELLE,
Trustee, and JAMES V. CANTERBURY,
Trustee,

Plaintiffs,

vs.

SCIARRONI AUTO BODY, INC., a
California corporation, JIM R. SCIARRONI,
Individually and in his capacity as Trustee of
JIM R. and ELAINE SCIARRONI
REVOCABLE LIVING TRUST dated August
25, 1999, as amended, and ELAINE M.
SCIARRONI, Individually and in the capacity
of Trustee of JIM R. & ELAINE SCIARRONI
REVOCABLE LIVING TRUST dated August
25, 1999, as amended, and DOES 1-10,

Defendants.

Pursuant to Local Rule 6-1(b) and 6-2 of the Local Rules for the Northern District of
California, IT IS HEREBY STIPULATED by plaintiffs AUTOMOTIVE INDUSTRIES
PENSION TRUST FUND, JAMES H. BENO, Trustee, BILL BRUNELLI, Trustee, STEPHEN
J. MACK, Trustee, JOSE SANTANA, Trustee, DON CROSATTO, Trustee, MARK
HOLLIBUSH, Trustee, DOUGLAS CORNFORD, Trustee, JON ROSSELLE, Trustee, and
JAMES V. CANTERBURY, Trustee (collectively "Plaintiffs") and defendants SCIARRONI
AUTO BODY, INC. a California corporation, JIM R. SCIARRONI, Individually and in his
capacity as Trustee of JIM R. and ELAINE SCIARRONI REVOCABLE LIVING TRUST dated
August 25, 1999, as amended, and ELAINE M. SCIARRONI, Individually and in the capacity of
Trustee of JIM R. & ELAINE SCIARRONI REVOCABLE LIVING TRUST dated August 25,

STIPULATION AND [PROPOSED] ORDER FOR:
EXTENSION OF TIME TO FILE RESPONSIVE PLEADINGS
AND TO PROCEED TO MEDIATION

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Case Nos. CV13-5208 RS, CIV13-5210 RS

1999, as amended, (collectively, "Defendants"), by and through their counsel, stipulate as follows:

RECITALS

WHEREAS, Plaintiffs filed two complaints on November 3, 2013, case numbers CV-13-5208-JCS and CV-13-5210-MEJ;

WHEREAS, on November 18, 2013, the Court, upon Plaintiffs' request to relate the complaints, ordered them related and reassigned to Hon. Joseph C. Spero;

WHEREAS, on December 3, 2013, Defendants filed a Declination to Proceed Before a Magistrate Judge and Request for Reassignment to a United States District Judge;

WHEREAS, on December 5, 2013, the related cases were reassigned to Hon. Richard Seeborg under the case names CV 13-05208 RS and CV 13-05210 RS;

WHEREAS, as of December 5, 2013, the Case Management Conference was moved from February 7, 2014 to February 13, 2014 as a result of the Order for Reassignment;

WHEREAS, to allow the Parties to proceed to mediation, the Parties agree to extend the deadline for Defendants' responsive pleadings, but such agreement does not preclude an earlier response;

WHEREAS, the Parties agree to complete mediation within 90 days of date of the entry of this Order on Stipulation;

WHEREAS, the Parties request the Court continue the Case Management Conference, currently set for February 13, 2014, until a later date as convenient with the Court;

WHEREAS, the Parties agree to advise the Court of the results of mediation to allow the Court to set a Case Management Conference, if needed;

WHEREAS, any non-settling Defendants, in whole or in part, will file a response, if not yet filed, to the Complaints 20 days after completion of the mediation.

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STIPULATION AND [PROPOSED] ORDER FOR:
EXTENSION OF TIME TO FILE RESPONSIVE PLEADINGS
AND TO PROCEED TO MEDIATION

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STIPULATION

The Parties stipulate as follows:

1. To allow the Parties to proceed to mediation, the Parties agree to extend the deadline for Defendants' responsive pleadings, but such agreement does not preclude an earlier response;
2. The Parties agree to complete mediation within 90 days of date of the entry of this Order on Stipulation;
3. The Parties request the Court continue the Case Management Conference, currently set for February 13, 2014, until a later date as convenient with the Court;
4. The Parties agree to advise the Court of the results of mediation to allow the Court to set a Case Management Conference, if needed;
5. Any non-settling Defendants, in whole or in part, will file a response, if not yet filed, to the complaints 20 days after completion of the mediation.

DATED: Dec. 30, 2013

KAUFMAN DOLOWICH & VOLUCK, LLP



Hsiao C. (Mark) Mao

Tad A. Devlin

Attorneys for SCIARRONI AUTO BODY, INC.
a California corporation, JIM R. SCIARRONI,
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amended, and ELAINE M. SCIARRONI,
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STIPULATION AND [PROPOSED] ORDER FOR:
EXTENSION OF TIME TO FILE RESPONSIVE PLEADINGS
AND TO PROCEED TO MEDIATION

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1 DATED: 12/30/13

**SALTZMAN & JOHNSON LAW
CORPORATION**

4 /s/ Kimberly A. Hancock

5 Kimberly A. Hancock
6 Attorneys for Plaintiffs

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28 EXTENSION OF TIME TO FILE RESPONSIVE PLEADINGS
AND TO PROCEED TO MEDIATION

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Case Nos. CV13-5208 RS, CIV13-5210 RS

ORDER

Pursuant to the above Stipulation, IT IS HEREBY ORDERED as follows:

1. That the Parties agree to court-sponsored mediation within 90 days of the date of entry of this order;
2. That any non-settling Defendants shall file responsive pleadings within 20 days of the completion of court-sponsored mediation;
3. The Case Management Conference date is continued from February 13, 2014 to a later date as convenient with the Court, and the Parties will advise the Court of the court-sponsored mediation so as to set a new date for Case Management Conference.

IT IS SO ORDERED.

Dated: 1/7/14



Hon. Richard Seeborg

4820-3484-2134, v. 3

STIPULATION AND [PROPOSED] ORDER FOR:
EXTENSION OF TIME TO FILE RESPONSIVE PLEADINGS
AND TO PROCEED TO MEDIATION

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